

WFEE  
12-09-04**MacPherson Kwok Chen & Heid LLP**

1762 Technology Drive, Suite 226

San Jose, CA 95110

Tel. (408) 392-9250

Fax (408) 392-9262

Email: mailbox@macpherson-kwok.com

2402 Michelson Drive, Suite 210

Irvine, CA 92612

Tel. (949) 752-7040

Fax (949) 752-7049

RECEIVED  
CENTRAL FAX CENTER

DEC 09 2004

December 9, 2004

Via Facsimile to (703) 872-9306

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Re: Applicant(s): Robert D. Freeman; Thomas E. Berg; David W. Nias; Peter J. Raymond  
 Assignee: DPHI Acquisitions, Inc.  
 Title: TILT FOCUS MECHANISM FOR AN OPTICAL DRIVE (as amended)  
 Application No.: 09/815,377 Filing Date: March 21, 2001  
 Examiner: Julie Anne Watko Group Art Unit: 2653  
 Docket No.: M-8745-1P US Confirmation No.: 3940

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Certificate of Facsimile Transmission (1 page);
- (2) Request for Continued Examination (RCE) Transmittal (1 page);
- (3) This Fee Transmittal (1 page); and
- (4) Petition for Extension of Time (1 page).

☒ The fee has been calculated as shown below:CLAIMS AS AMENDED

	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra	Rate	Additional Fee
Total Claims	1	Minus	21	=	0	x \$ 25	\$ - 0 -
Independent Claims	1	Minus	3	=	0	x \$100	\$ - 0 -
<input checked="" type="checkbox"/> RCE Fee Under 37 CFR 1.17(e)							\$ 395.00
<input checked="" type="checkbox"/> Extension of Time Fee (2 months) for Small Entity							\$ 225.00
Total additional fee for this Filing:							\$ 620.00
<input checked="" type="checkbox"/> Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.							
<input checked="" type="checkbox"/> Please charge our Deposit Account as indicated on the accompanying RCE Transmittal in the amount of							\$ 620.00

01/26/2005 LDIGGS

01 FC:2801  
02 FC:2252

00000001 502857  
 395.00 DA  
 2000.00 DA  
 Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257

**Certification of Facsimile Transmission**

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

*Linda Bolter*  
 Linda Bolter

December 9, 2004  
 Date of Signature

Respectfully submitted,

*Jonathan W. Hallman*  
 Jonathan W. Hallman  
 Attorney for Applicants  
 Reg. No. 42,622

WFEE

PTO/SB/06 (12-04)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

PATENT APPLICATION FEE DETERMINATION RECORD						Application or Pocket Number <b>09/815377</b>			
Substitute for Form PTO-875									
APPLICATION AS FILED - PART I					SMALL ENTITY		OTHER THAN SMALL ENTITY		
(Column 1)		(Column 2)							
FOR	NUMBER FILED	NUMBER EXTRA	RATE (\$)	FEE (\$)	RATE (\$)	FEE (\$)			
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A		N/A				
SEARCH FEE (37 CFR 1.16(k), (i) or (m))	N/A	N/A	N/A		N/A				
EXAMINATION FEE (37 CFR 1.16(c), (p), or (q))	N/A	N/A	N/A		N/A				
TOTAL CLAIMS (37 CFR 1.16(i))	minus 20 =	*	X	=	X	=			
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 =	*	X	=	X	=			
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).								
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))			N/A		N/A				
			TOTAL		TOTAL				
* If the difference in column 1 is less than zero, enter "0" in column 2									
APPLICATION AS AMENDED - PART II						SMALL ENTITY		OTHER THAN SMALL ENTITY	
(Column 1)		(Column 2)		(Column 3)					
AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	RATE (\$)	ADDITIONAL FEE (\$)	
	Total (37 CFR 1.16(i))	21	Minus	21	= 0	X 25 = 0	X 50 =		
	Independent (37 CFR 1.16(h))	2	Minus	3	= 0	X 100 = 0	X 200 =		
	Application Size Fee (37 CFR 1.16(s))								
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))				N/A		N/A		
					TOTAL ADD'L FEE	395	TOTAL ADD'L FEE		
AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	RATE (\$)	ADDITIONAL FEE (\$)	
	Total (37 CFR 1.16(i))		Minus		=	X	X		
	Independent (37 CFR 1.16(h))		Minus		=	X	X		
	Application Size Fee (37 CFR 1.16(s))								
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))				N/A		N/A		
					TOTAL ADD'L FEE		TOTAL ADD'L FEE		

- If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20"  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3"  
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.